

Message

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**From:** Bahrman, Sarah [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=1D493CF492ED4FC0BE275A699826A64C-BAHRMAN, SARAH]  
**Sent:** 9/13/2017 1:37:26 PM  
**To:** Shea, Valois [Shea.Valois@epa.gov]; Minter, Douglas [Minter.Douglas@epa.gov]  
**Subject:** RE: update on scheduling tribal consultation meetings

Yes – that works for me. Thanks!

Sarah E. Bahrman | Director, Safe Drinking Water Program | U.S. Environmental Protection Agency - Region 8  
(p) 303.312.6243 | (c) 303.903.8515 | (f) 877.876.9101

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**From:** Shea, Valois  
**Sent:** Tuesday, September 12, 2017 4:02 PM  
**To:** Bahrman, Sarah <Bahrman.Sarah@epa.gov>; Minter, Douglas <Minter.Douglas@epa.gov>  
**Subject:** RE: update on scheduling tribal consultation meetings

OK Thanks! Would it OK to schedule a meeting with you both and Patrick?

Thanks!

*Valois*

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Valois Shea  
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Denver, CO 80202-1129  
Phone: (303) 312-6276  
Fax: (303) 312-6741  
Email: [shea.valois@epa.gov](mailto:shea.valois@epa.gov)

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**From:** Bahrman, Sarah  
**Sent:** Tuesday, September 12, 2017 2:19 PM  
**To:** Shea, Valois <[Shea.Valois@epa.gov](mailto:Shea.Valois@epa.gov)>; Minter, Douglas <[Minter.Douglas@epa.gov](mailto:Minter.Douglas@epa.gov)>  
**Subject:** RE: update on scheduling tribal consultation meetings

Thanks, Valois – I agree it sounds like its time to regroup with Pat. Let me and Douglas know what help you might need with that. One note – Pat seems to be confusing the DB consult with CRST with a different consultation with them on Waters of the US. Just a heads up if that comes up when you talk with him.

Sarah E. Bahrman | Director, Safe Drinking Water Program | U.S. Environmental Protection Agency - Region 8  
(p) 303.312.6243 | (c) 303.903.8515 | (f) 877.876.9101

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**From:** Shea, Valois  
**Sent:** Tuesday, September 12, 2017 10:34 AM  
**To:** Bahrman, Sarah <[Bahrman.Sarah@epa.gov](mailto:Bahrman.Sarah@epa.gov)>; Minter, Douglas <[Minter.Douglas@epa.gov](mailto:Minter.Douglas@epa.gov)>  
**Subject:** FW: update on scheduling tribal consultation meetings

Hi Sarah & Douglas,

Yesterday, I sent the email below to Nicole Ducheneaux at Fredericks, Peebles and Morgan Attorneys at Law, who is the contact specified in the Cheyenne River Sioux Tribe letter for me to work with to schedule a consultation meeting. She replied back to me this morning that she would discuss the info below with the Chairman and get back to me no later than Monday.

As for Standing Rock, the comment letter we received from Chairman Archambault did not mention a consultation meeting. The THPO emailed me on June 7 to set up a consultation meeting. He has not responded to my two email replies. Maybe it is time to set up a meeting with Patrick to strategize about SRST and OST.

Thanks!

*Valois*

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**From:** Shea, Valois  
**Sent:** Monday, September 11, 2017 3:11 PM  
**To:** 'Nicole Ducheneaux' <[NDucheneaux@ndnlaw.com](mailto:NDucheneaux@ndnlaw.com)>  
**Cc:** Sarah Whitford <[SWhitford@ndnlaw.com](mailto:SWhitford@ndnlaw.com)>  
**Subject:** RE: Cheyenne River Sioux Tribe - Dewey Burdock Uranium Mine - EPA administrative record - phone number

Hi Nicole,

I apologize for taking so long to get back to you. Between figuring out my travel schedule for work and family issues, it has taken me a while to figure out what my schedule is!

How about we start with the week of Oct 16 and narrow it down to a day and time from there, depending on the schedules on your end?

There are a couple of items it would be helpful to talk through with you:

- 1) I envision the webinar the week of Oct 16 to be an inform and educate session, so my senior management would not necessarily be involved while I am giving the presentation. However, we would like to have the inform and educate effort go both ways, if possible. If Chairman Frazier would like our senior management to join the webinar after my presentation so they could be present for receiving information from the Tribe, I could work on making that happen. We would like to know the preference of Chairman Frazier and the Tribe so we have the right people present on our end.
- 2) If a portion of the inform and educate session is conducted with senior staff from the Tribe and EPA, I was hoping this webinar would be an opportunity to address the Tribe's second bullet under #2 on page 7 of the tribal consultation letter dated June 19: *"Coordinate with the Tribe before consultation begins, especially with development of an agreement on consultation timelines"* The EPA is interested in beginning that coordination effort with this webinar, if possible. With regard to the timeline for consultation, we anticipate that a number of meetings would be needed to discuss the topics the Tribe has identified in the June 19 letters.

Please give me a call if it would be helpful to discuss these items in person.

Thanks!

*Valois*

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**From:** Nicole Ducheneaux [<mailto:NDucheneaux@ndnlaw.com>]  
**Sent:** Wednesday, August 23, 2017 9:35 AM  
**To:** Shea, Valois <[Shea.Valois@epa.gov](mailto:Shea.Valois@epa.gov)>  
**Cc:** Sarah Whitford <[SWhitford@ndnlaw.com](mailto:SWhitford@ndnlaw.com)>  
**Subject:** RE: Cheyenne River Sioux Tribe - Dewey Burdock Uranium Mine - EPA administrative record - phone number

Hi Valois,

Getting multiple schedules nailed down is proving difficult. May I propose that we set a date sometime in early or mid-September and I will make Cheyenne River officials available? Thanks again for your patience.

Best regards,

 <p><b>FREDERICKS PEEBLES &amp; MORGAN LLP</b> ATTORNEYS AT LAW</p>	<p><b>Nicole Ducheneaux</b> Phone: 402.763-2717   Fax: 402-333-4761 <a href="mailto:nducheneaux@ndnlaw.com">nducheneaux@ndnlaw.com</a> <a href="http://www.ndnlaw.com">www.ndnlaw.com</a> 3610 N. 163<sup>rd</sup> Plz. Omaha, NE 68116</p>
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**From:** Shea, Valois [<mailto:Shea.Valois@epa.gov>]  
**Sent:** Monday, August 21, 2017 9:39 AM  
**To:** Nicole Ducheneaux <[NDucheneaux@ndnlaw.com](mailto:NDucheneaux@ndnlaw.com)>  
**Subject:** RE: Cheyenne River Sioux Tribe - Dewey Burdock Uranium Mine - EPA administrative record - phone number

Hi Nicole,

I am working at home today. If you have a chance to call me today, please call me at 303-437-7314.

Thanks!

*Valois*

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Valois Shea  
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Phone: (303) 312-6276  
Fax: (303) 312-6741  
Email: [shea.valois@epa.gov](mailto:shea.valois@epa.gov)

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**From:** Nicole Ducheneaux [<mailto:NDucheneaux@ndnlaw.com>]  
**Sent:** Thursday, August 17, 2017 9:31 AM  
**To:** Shea, Valois <[Shea.Valois@epa.gov](mailto:Shea.Valois@epa.gov)>  
**Cc:** Sarah Whitford <[SWhitford@ndnlaw.com](mailto:SWhitford@ndnlaw.com)>  
**Subject:** RE: Cheyenne River Sioux Tribe - Dewey Burdock Uranium Mine - EPA administrative record

Dear Valois,

Thank you so much for your patience. The end of the summer is a busy time for the Tribe. As such, I am still looking for a good time for the informational session. I wanted let you know that I am still working on it. I will be in touch on Monday to give you a more definite answer.

Thank you again,

 <p><b>FREDERICKS PEEBLES &amp; MORGAN LLP</b> ATTORNEYS AT LAW</p>	<p><b>Nicole Ducheneaux</b> Phone: 402.763-2717   Fax: 402-333-4761 <a href="mailto:nducheneaux@ndnlaw.com">nducheneaux@ndnlaw.com</a> <a href="http://www.ndnlaw.com">www.ndnlaw.com</a> 3610 N. 163<sup>rd</sup> Plz. Omaha, NE 68116</p>
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**From:** Shea, Valois [<mailto:Shea.Valois@epa.gov>]  
**Sent:** Friday, August 4, 2017 1:28 PM  
**To:** Nicole Ducheneaux <[NDucheneaux@ndnlaw.com](mailto:NDucheneaux@ndnlaw.com)>  
**Subject:** RE: Cheyenne River Sioux Tribe - Dewey Burdock Uranium Mine - EPA administrative record

Great!

Let's start with the week of Aug 14, then look at the week of Aug 28.

*Valois*

Valois Shea  
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Fax: (303) 312-6741  
Email: [shea.valois@epa.gov](mailto:shea.valois@epa.gov)

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**From:** Nicole Ducheneaux [<mailto:NDucheneaux@ndnlaw.com>]  
**Sent:** Friday, August 04, 2017 12:25 PM  
**To:** Shea, Valois <[Shea.Valois@epa.gov](mailto:Shea.Valois@epa.gov)>  
**Subject:** RE: Cheyenne River Sioux Tribe - Dewey Burdock Uranium Mine - EPA administrative record

Hi Valois,

That is a great idea. Thank you so much for proposing it. There is indeed a lot of information. And I think a web conference would be great start. Can you give me a general time frame so that I can get our tribal representatives prepared and find out their schedules?

Thanks,

Nikki



Nicole Ducheneaux  
Phone: 402.763-2717 | Fax: 402-333-4761  
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**From:** Shea, Valois [<mailto:Shea.Valois@epa.gov>]  
**Sent:** Friday, August 4, 2017 1:21 PM  
**To:** Nicole Ducheneaux <[NDucheneaux@ndnlaw.com](mailto:NDucheneaux@ndnlaw.com)>  
**Subject:** RE: Cheyenne River Sioux Tribe - Dewey Burdock Uranium Mine - EPA administrative record

Hi Nicole,

There is a lot of info related the Dewey-Burdock permitting actions on our website. Would it be helpful to begin with an informational meeting, like a web conference, so we can provide overviews of the documents to set the context for consultation meetings?

Thanks!

*Valois*

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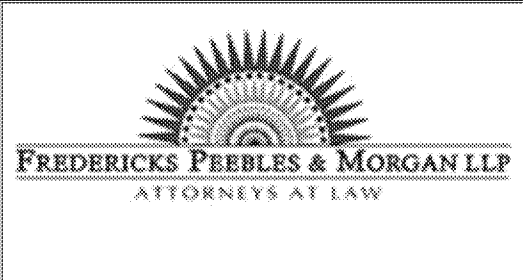
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**From:** Nicole Ducheneaux [<mailto:NDucheneaux@ndnlaw.com>]  
**Sent:** Wednesday, July 19, 2017 9:47 AM  
**To:** Shea, Valois <[Shea.Valois@epa.gov](mailto:Shea.Valois@epa.gov)>  
**Cc:** NE Filing <[nefiling@ndnlaw.com](mailto:nefiling@ndnlaw.com)>  
**Subject:** RE: Cheyenne River Sioux Tribe - Dewey Burdock Uranium Mine - EPA administrative record

Dear Ms. Shea,

Thanks so much. We will review and make sure that we have all of these documents in our records. Our review should be complete by next week. Are you available next week to discuss logistics of consultation going forward?

Thanks again,

	<p><b>Nicole Ducheneaux</b> Phone: 402.763-2717   Fax: 402-333-4761 <a href="mailto:nducheneaux@ndnlaw.com">nducheneaux@ndnlaw.com</a> <a href="http://www.ndnlaw.com">www.ndnlaw.com</a> 3610 N. 163<sup>rd</sup> Plz. Omaha, NE 68116</p>
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**From:** Shea, Valois [<mailto:Shea.Valois@epa.gov>]  
**Sent:** Tuesday, July 18, 2017 8:00 AM  
**To:** Nicole Ducheneaux <[NDucheneaux@ndnlaw.com](mailto:NDucheneaux@ndnlaw.com)>  
**Subject:** RE: Cheyenne River Sioux Tribe - Dewey Burdock Uranium Mine - EPA administrative record

Hello,

The administrative record for the EPA proposed actions at the Dewey-Burdock site is found at this website:  
<https://www.epa.gov/uic/extension-public-comment-period-dewey-burdock-class-iii-and-class-v-injection-well-draft-area-0>.

If you scroll about halfway down the page, you can see the documents containing all the information the EPA considered in making the proposed decisions. There are also documents that discuss where we are in processes such as tribal consultation, the environmental justice analysis and the cumulative effects analysis, where we are requesting input from Tribes and the public.

There is a lot of information there, so please give me a call if you would like to talk through the documents.  
Thanks!

*Valois*

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**From:** Nicole Ducheneaux [<mailto:NDucheneaux@ndnlaw.com>]  
**Sent:** Monday, July 17, 2017 1:52 PM  
**To:** Shea, Valois <[Shea.Valois@epa.gov](mailto:Shea.Valois@epa.gov)>  
**Cc:** NE Filing <[nefiling@ndnlaw.com](mailto:nefiling@ndnlaw.com)>; Sarah Whitford <[SWhitford@ndnlaw.com](mailto:SWhitford@ndnlaw.com)>  
**Subject:** Cheyenne River Sioux Tribe - Dewey Burdock Uranium Mine

Dear Ms. Shea,

I received your voicemail last week. Before we begin discussing scheduling consultation, the Tribe would like to make sure that it has all of the technical reports and other materials that would be relevant to the potential impacts of the proposed project on its treaty rights, reserved water rights, and religious rights. How do you propose that we ensure that we have all of that information? We are equipped to host an electronic file transfer. Please advise. I look forward to discussing with you further.

Best regards,



Nicole Ducheneaux  
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